

Message Text

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ACTION IO-14

INFO OCT-01 EUR-25 NEA-10 ISO-00 DPW-01 L-03 CIAE-00

DODE-00 INR-10 NSAE-00 PA-04 RSC-01 USIA-15 PRS-01

SPC-03 AF-10 ARA-16 EA-11 DRC-01 SCA-01 ACDA-19 /146 W

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R 061005Z NOV 73

FM AMEMBASSY STOCKHOLM

TO SECSTATE WASHDC 963

INFO USMISSION GENEVA

AMEMBASSY TEHRAN

USMISSION USUN NEW YORK

UNCLAS SECTION 1 OF 2 STOCKHOLM 3927/1

E.O.11652: N/A

TAGS: ICRC SW

SUBJECT: TEHRAN RED CROSS CONFERENCE

FOLLOWING IS TEXT OF SWEDISH DRAFT RESOLUTIONS TO BE
PRESENTED AT TEHRAN ICRC CONFERENCE:

1. DRAFT RESOLUTION ON THE
REAFFIRMATION AND DEVELOPMENT OF INTERNATIONAL HUMANI-
TARIAN LAW APPLICABLE IN ARMED CONFLICTS
THE INTERNATIONAL CONFERENCE OF THE RED CROSS,
CONSCIOUS THAT ARMED CONFLICTS CONTINUE TO CAUSE UNTOLD
HUMAN SUFFERING AND MATERIAL DEVASTATION,
CONVINCED THAT THE PARTIES TO ALL SUCH CONFLICTS NEED
HUMANITARIAN RULES DESIGNED TO REDUCE THE SUFFERING AS
MUCH AS POSSIBLE AND TO INCREASE THE PROTECTION OF NON-
COMBATANTS AND CIVILIAN OBJECTS AS MUCH AS POSSIBLE,
AWARE THAT MANY MODERAN MEANS AND METHODS OF WARFARE HAVE
ADDED TO THE NEED FOR A REAFFIRMATION AND DEVELOPMENT
OF THE PRESENT LAWS AND CUSTOMS APPLICABLE IN ARMED
CONFLICTS,
CONFIRMING THE DEDICATION TO THESE QUESTIONS OF THE
INTERNATIONAL CONFERENCE OF THE RED CROSS,
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RECALLING, IN PARTICULAR, RES. XIII OF THE XXIST

INTERNATIONAL CONFERENCE OF THE RED CROSS,
NOTING, ALSO, THE SUCCESSIVE RESOLUTIONS ADOPTED BY THE
GENERAL ASSEMBLY OF THE UNITED NATIONS ON THE ITEM
"HUMAN RIGHTS IN ARMED CONFLICTS", THE LATEST BEING
RES. 3032 (XXVII), ADOPTED IN 18 DECEMBER 1972,
WELCOMING THE DRAFT ADDITIONAL PROTOCOLS TO THE GENEVA
CONVENTION OF 1949, PREPARED BY THE ICRC AFTER THOROUGH
CONSULTATIONS WITH GOVERNMENTS EXPERTS, PARTICULARLY
DURING CONFERENCES IN GENEVA IN 1971 AND 1972,
WELCOMING, FURTHER, THE REPORT PRESENTED BY THE ICRC
ON WEAPONS THAT MAY CAUSE UNNECESSARY SUFFERING OR BE
INDISCRIMINATE,
WELCOMING THE DECISION OF THE SWISS FEDERAL COUNCIL TO
CONVOKE A DIPLOMATIC CONFERENCE FOR THE PURPOSE OF
REAFFIRMING AND DEVELOPING INTERNATIONAL HUMANITARIAN
LAW APPLICABLE IN ARMED CONFLICTS,
CONSIDERING THAT THE DRAFT ADDITIONAL PROTOCOLS OFFER
AN EXCELLENT BASIS FOR DISCUSSION AT THE DIPLOMATIC
CONFERENCE,
EXPRESSES APPRECIATION TO THE ICRC FOR THE EXTENSIVE
WORK IT HAS PERFORMED,
URGES ALL GOVERNMENTS TO PARTICIPATE IN THE DIPLOMATIC
CONFERENCE,
APPEALS TO ALL GOVERNMENTS TO RECOGNIZE THEIR OWN LONG-
TERM INTERESTS IN HUMANITARIAN RULES, WHICH RESPOND TO
THE URGENT NEED TO ALLEVIATE THE SUFFERING BROUGHT BY
MODERN ARMED CONFLICTS AND THE NEED TO PROTECT NON-
COMBATANTS IN SUCH CONFLICTS AND, FOR THIS PURPOSE, TO
MAKE USE OF THE CONFERENCE TO ACHIEVE SUBSTANTIAL
HUMANITARIAN GAINS.

2. DRAFT RESOLUTION ON

PROHIBITION OR RESTRICTION OF USE OF CERTAIN WEAPONS
RECALLING THAT THE RIGHT OF PARTIES TO A CONFLICT TO
ADOPT MEANS OF INJURING THE ENEMY IS NOT UNLIMITED,
(NOTE: VIENNA RES. 28 (1965); UNGA RES. 2444 (XXIII);
ART. 22 OF HAGUE REGULATIONS; ART. 33:1 OF ICRC DRAFT)
RECALLING, IN PARTICULAR, THAT THE USE OF WEAPONS,
PROJECTILES OR MATERIAL APT TO CAUSE UNNECESSARY SUFFER-
ING AND METHODS AND MEANS OF COMBAT WHICH INDISCRIMIN-
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ATELY STRIKE CIVILIANS AND COMBATANTS OR CIVILAIN OBJECTS
AND MILITARY OBJECTIVES, IS PROHIBITED,
(NOTE: ART:S 33:2 AND 46 OF ICRC DRAFT ART. 23(C) OF
HAGUE REGULATIONS)
NOTING THAT THESE BASIC PRINCIPLES OF THE LAW OF WAR ARE
RELEVANT NOT ONLY AS REGARDS WEAPONS OF MASS DESTRUCTION
BUT ALSO TO CONVENTIONAL WEAPONS,
CONFIRMING THE RESOLUTION XXVIII ADOPTED BY THE INTER-

NATIONAL CONFERENCES OF THE RED CROSS IN VIENNA (1965)
AND RESOLUTION XIV IN ISTANBUL (1969),
CONFIRMING THE VIEWS EXPRESSED BY THE INTERNATIONAL CON-
FERENCES OF THE RED CROSS IN RES. XXVIII (1965) REGARDING
THE PROTECTION OF CIVILIAN POPULATIONS AGAINST THE DANGERS
OF INDISCRIMINATE WARFARE AND RES. XIV (1969) REGARDING
WEAPONS OF MASS DESTRUCTION, BY THE INTERNATIONAL CONFER-
ENCE ON HUMAN RIGHTS IN TEHRAN IN RES. XXIII (1968)
REGARDING HUMAN RIGHTS IN ARMED CONFLICTS AND BY THE
UNITED NATIONS GENERAL ASSEMBLY IN RES. 2932 (XXVII - 1972)
REGARDING NAPALM AND OTHER INCENDIARY WEAPONS,
ENDORING, IN PARTICULAR, THE VIEW EXPRESSED IN 1972 BY
THE UNITED NATIONS GENERAL ASSEMBLY IN RES. 2932 (XXVII)
THAT THE WIDESPREAD USE OF MANY WEAPONS AND THE EMERGENCE
OF NEW METHODS OF WARFARE THAT CAUSE UNNECESSARY SUFFERING
OR ARE INDISCRIMINATE CALL URGENTLY FOR RENEWED EFFORTS BY
GOVERNMENTS TO SEEK, THROUGH LEGAL MEANS, THE PROHIBITION

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OF USE OF SUCH WEAPONS AND OF DISCRIMINATE AND CRUEL
METHODS OF WARFARE AND, IF POSSIBLE, THROUGH MEASURES OF
DISARMAMENT, THE ELIMINATION OF SPECIFIC, ESPECIALLY
CRUEL OR INDISCRIMINATE WEAPONS,
NOTING THAT CONSISTENT WITH ITS WORK FOR THE REAFFIRMATION
AND DEVELOPMENT OF HUMANITARIAN LAW THE ICRC HAS CONTINUED

TO DEVOTE ATTENTION TO THE QUESTION OF WEAPONS WHICH MAY CAUSE UNNECESSARY SUFFERING OR HAVE INDISCRIMINATE EFFECTS, (CF. ISTANBUL RES. XIV),
WELCOMES THE PROPOSALS WHICH THE ICRC IS SUBMITTING TO THE DIPLOMATIC CONFERENCE ON THE REAFFIRMATION AND DEVELOPMENT OF INTERNATIONAL HUMANITARIAN LAW APPLICABLE IN ARMED CONFLICTS FOR RULES CONCERNING THE PROHIBITION OF USE OF WEAPONS WHICH ARE APT TO CAUSE UNNECESSARY SUFFERING AND METHODS AND MEANS OF COMBAT WHICH HAVE INDISCRIMINATE EFFECTS,
WELCOMES, FURTHER, THE EXTENSIVE FACTUAL REPORT ELABORATED BY AN INTERNATIONAL GROUP OF EXPERTS UNDER THE AUSPICES OF THE ICRC ON WEAPONS THAT MAY CAUSE UNNECESSARY SUFFERING OR HAVE INDISCRIMINATE EFFECTS, COVERING, INTER ALIA, HIGH VELOCITY PROJECTILES, BLAST AND FRAGMENTATION WEAPONS, TIME-DELAY WEAPONS AND NAPALM AND OTHER INCENDIARY WEAPONS,
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ENDORSES THE CONCLUSION OF THE REPORT THAT INTERGOVERNMENTAL REVIEW AND ACTION IS CALLED FOR REGARDING SPECIFIC TYPES OF WEAPONS TREATED IN THE REPORT,
URGES GOVERNMENTS TO UNDERTAKE, AS RAPIDLY AS POSSIBLE, NEGOTIATIONS WITH A VIEW TO REACHING AGREEMENT ON THE PROHIBITION OR RESTRICTION OF USE OF SPECIFIC WEAPONS WHICH MAY CAUSE UNNECESSARY SUFFERING OR HAVE INDISCRIMINATE EFFECTS. (CF. ISTANBUL RES. XIV).
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